## JAN 0 8 2007 Pere Patent Application of

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE Before the Board of Patent Appeals and Interferences

Atty Dkt. 3696-61 C# M#

TC/A.U.: 3671

Serial No. 10/712,261

Examiner: A KOVACS

Filed: November 14, 2003

Date: January 8, 2007

Title: WALK-BEHIND LAWN MOWER

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Correspondence Address Indication Form Attached.

**NOTICE OF APPEAL** Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the Examiner twice/finally rejecting \$500.00 (1401)/\$250.00 (2401) \$ 250.00 applicant's claim(s). An appeal BRIEF is attached in the pending appeal of the above-identified application \$500.00 (1402)/\$250.00 (2402) Credit for fees paid in prior appeal without decision on merits -\$ ( ) A reply brief is attached in triplicate under Rule 41.41 (no fee) Pre-Appeal Brief Request for Review form attached. Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) One Month Extension \$120.00 (1251)/\$60.00 (2251) Two Month Extensions \$450.00 (1252)/\$225.00 (2252) Three Month Extensions \$1020.00 (1253/\$510.00 (2253) Four Month Extensions \$1590.00 (1254/\$795.00 (2254) "Small entity" statement attached. Less month extension previously paid on -\$( )

TOTAL FEE ENCLOSED \$ 250.00

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Any future submission requiring an extension of time is hereby stated to include a petition for such time extension. The Commissioner is hereby authorized to charge any <u>deficiency</u>, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140.** A <u>duplicate</u> copy of this sheet is attached.

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JAR:caj

NIXON & VANDERHYE P.C.

By Atty: Joseph A. Rhoa, Reg. No. 37,515

Signature:

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